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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/17/2017	.	
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Appropriations Subcommittee on Transportation, Tourism, and  
Economic Development (Articles) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 389 - 456

and insert:

Section 2. Section 343.52, Florida Statutes, is reordered  
and amended to read:

343.52 Definitions.—As used in this part, the term:

(2)~~(1)~~ "Authority" means the South Florida Regional  
Transportation Authority.

(3)~~(2)~~ "Board" means the governing body of the authority.



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11            (1)~~(3)~~ "Area served" means Miami-Dade, Broward, and Palm  
12 Beach Counties. However, this area may be expanded by mutual  
13 consent of the authority and the board of county commissioners  
14 of Monroe County. The authority may not expand into any  
15 additional counties without the department's prior written  
16 approval.

17            (4) "Department" means the Department of Transportation.

18            (8)~~(4)~~ "Transit system" means a system used for the  
19 transportation of people and goods by means of, without  
20 limitation, a street railway, an elevated railway having a fixed  
21 guideway, a commuter railroad, a subway, motor vehicles, or  
22 motor buses, and includes a complete system of tracks, stations,  
23 and rolling stock necessary to effectuate passenger service to  
24 or from the surrounding regional municipalities.

25            (7)~~(5)~~ "Transit facilities" means property, avenues of  
26 access, equipment, or buildings built and installed in Miami-  
27 Dade, Broward, and Palm Beach Counties which are required to  
28 support a transit system.

29            (6) "Member" means the individuals constituting the board.

30            (5)~~(7)~~ "Feeder transit services" means a transit system  
31 that transports passengers to or from stations within or across  
32 counties.

33            Section 3. Paragraph (d) of subsection (2) of section  
34 343.53, Florida Statutes, is amended to read:

35            343.53 South Florida Regional Transportation Authority.—

36            (2) The governing board of the authority shall consist of  
37 10 voting members, as follows:

38            (d) If the authority's service area is expanded pursuant to  
39 s. 343.54(6) ~~s. 343.54(5)~~, the county containing the new service



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40 area shall have two members appointed to the board as follows:

41 1. The county commission of the county shall elect a  
42 commissioner as that commission's representative on the board.  
43 The commissioner must be a member of the county commission when  
44 elected and for the full extent of his or her term.

45 2. The Governor shall appoint a citizen member to the board  
46 who is not a member of the county commission but who is a  
47 resident and a qualified elector of that county.

48 Section 4. Present subsections (4) and (5) of section  
49 343.54, Florida Statutes, are renumbered as subsections (5) and  
50 (6), respectively, and a new subsection (4) is added to that  
51 section, to read:

52 343.54 Powers and duties.—

53 (4) Notwithstanding any other provision of this part, the  
54 authority may not enter into, extend, or renew any contract or  
55 other agreement that may be funded, in whole or in part, with  
56 funds provided by the department without the prior review and  
57 written approval by the department of the authority's proposed  
58 expenditures.

59 Section 5. Paragraph (c) of subsection (4) of section  
60 343.58, Florida Statutes, is amended to read:

61 343.58 County funding for the South Florida Regional  
62 Transportation Authority.—

63 (4) Notwithstanding any other provision of law to the  
64 contrary and effective July 1, 2010, until as provided in  
65 paragraph (d), the department shall transfer annually from the  
66 State Transportation Trust Fund to the South Florida Regional  
67 Transportation Authority the amounts specified in subparagraph  
68 (a)1. or subparagraph (a)2.



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69 (c)1. Funds provided to the authority by the department  
70 under this subsection constitute state financial assistance  
71 provided to a nonstate entity to carry out a state project  
72 subject to the provisions of s. 215.97 and s. 215.971. The  
73 department shall provide the funds in accordance with the terms  
74 of a written agreement to be entered into between the authority  
75 and the department which shall provide for department review,  
76 approval and audit of authority expenditure of such funds, and  
77 shall include such other provisions as are required by  
78 applicable law. The department is specifically authorized to  
79 agree to advance the authority one-fourth of the total funding  
80 provided under this subsection for a state fiscal year at the  
81 beginning of each state fiscal year, with monthly payments over  
82 the fiscal year on a reimbursement basis as supported by  
83 invoices and such additional documentation and information as  
84 the department may reasonably require, and a reconciliation of  
85 the advance against remaining invoices in the last quarter of  
86 the fiscal year may not be committed by the authority without  
87 the approval of the department, which may not be unreasonably  
88 withheld. At least 90 days before advertising any procurement or  
89 renewing any existing contract that will rely on state funds for  
90 payment, the authority shall notify the department of the  
91 proposed procurement or renewal and the proposed terms thereof.  
92 If the department, within 60 days after receipt of notice,  
93 objects in writing to the proposed procurement or renewal,  
94 specifying its reasons for objection, the authority may not  
95 proceed with the proposed procurement or renewal. Failure of the  
96 department to object in writing within 60 days after notice  
97 shall be deemed consent. This requirement does not impair or



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98 ~~cause the authority to cancel contracts that exist as of June~~  
99 ~~30, 2012.~~

100 2. To enable the department to evaluate the authority's  
101 proposed uses of state funds, the authority shall annually  
102 provide the department with its proposed budget for the  
103 following authority fiscal year and shall promptly provide the  
104 department with any additional documentation or information  
105 required by the department for its evaluation of the proposed  
106 uses of the state funds.

107  
108 ===== T I T L E A M E N D M E N T =====

109 And the title is amended as follows:

110 Delete lines 9 - 14

111 and insert:

112 requirements; amending s. 343.52, F.S.; defining the  
113 term "department"; amending s. 343.53, F.S.;  
114 conforming a cross-reference; amending s. 343.54,  
115 F.S.; prohibiting the South Florida Regional  
116 Transportation Authority from entering into,  
117 extending, or renewing certain contracts or agreements  
118 without the Department of Transportation's approval of  
119 the authority's expenditures; amending s. 343.58,  
120 F.S.; providing that certain funds constitute state  
121 financial assistance for specified purposes; requiring  
122 that certain funds be paid pursuant to a written  
123 agreement between the department and the authority;  
124 providing certain required terms for the written  
125 agreement between the department and the authority;  
126 authorizing the department to advance the authority



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127 certain funding, subject to certain requirements;  
128 requiring the authority to promptly provide the  
129 department with any additional documentation or  
130 information required by the department for its  
131 evaluation of the proposed uses of certain state  
132 funds; amending s. 341.302, F.S.;